IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 30679 of 2006(B)

OA.107/2000 of CENTRAL ADMINISTRATIVE TRIBUNAL,ERNAKULAM BENCH

PETITIONER:

RAMESH KUMAR, S/O. THAGARAJJI,
VAVALIYA KA VAS, MANADAR P.O., SIROHI DIST.,
RAJASTHAN.

BY ADV. SRI.TOMY SEBASTIAN
SRI.RAJESH PALAMATTAM
SRI.SAJEEVAN KURUKKUTTIYULLATHIL

RESPONDENTS:

1. CANARA BANK,
SSI BRANCH, KANJIKODE, PALAKKAD.

2. M/S. SAGAR PAPER PRODUCTS,
NEW INDUSTRIAL DEVELOPMENT AREA, KANJIKODE,
PALAKKAD.

3. THE DEBT RECOVERY OFFICER,
DEBT RECOVERY TRIBUNAL, ERNAKULAM.

R1 BY ADV. SRI.V.B.HARI NARAYANAN
SMT.M.J.RAJASREE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R.RAMAN, J.

W.P.(C).NO.30679 OF 2006

Dated this the 20th day of December, 2006

JUDGMENT

The only contention which required to be considered is regarding the direction to be issued to the Bank for considering Ext.P5 application for one time settlement. It is submitted that one item of property is posted for sale. Another item of property situated at Rajasthan against which the petitioner sought for private sale, was rejected by the Recovery Officer long back. It was in such circumstances that the petitioner has preferred Ext.P5 seeking one time settlement. Obviously this has not been considered so far.

2. In the circumstances, there will be a direction to consider Ext.P5 and dispose of the same in accordance with law provided the petitioner pays an amount of Rs.6,00,000/-

(Rupees six lakhs) within a period of two weeks.

Writ Petition is disposed of as above.

P.R.RAMAN,
JUDGE.

kcv.